

OCT 19 2005

NOT FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

FRANCISCO CANALES-CARRAZCO, aka:
Javier Canales-Carrazco, Javier Carnales
Carrazco, Javier Carrasco Canales, Javier
Canales, Francisco Carrazco Canalez,

Defendant - Appellant.

No. 03-50112

D.C. No. CR-01-00257-LGB-01

MEMORANDUM*

Appeal from the United States District Court
for the Central District of California
Lourdes G. Baird, District Judge, Presiding

Submitted October 11, 2005**

Before: T.G. NELSON, WARDLAW, and TALLMAN, Circuit Judges.

* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by Ninth Circuit Rule 36-3.

** This panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

Francisco Canales-Carrazco appeals from the sentence imposed for his guilty-plea conviction for conspiracy to commit hostage taking, in violation of 18 U.S.C. §§ 371, 1203(a), hostage taking, in violation of 18 U.S.C. § 1203(a), and use and possession of a firearm in the commission of a violent crime, in violation of 18 U.S.C. § 924(c).

We remand to the district court for reconsideration of appellant's sentence in light of *United States v. Ameline*, 409 F.3d 1073, 1085 (9th Cir. 2005) (en banc).

Appellant's motion for appointment of Spanish language interpreter is denied.

Because the sentencing judge is no longer available in this case, we vacate the sentence and remand for a full resentencing hearing. *See United States v. Sanders*, 421 F.3d 1044, 1051-52 (9th Cir. 2005).

SENTENCE VACATED and REMANDED.